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WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

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MAY 10 2007

ROBERT H. SHEMWELL, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

THOMAS H. HELVIK

CIVIL ACTION NO. 07-0396

VS.

SECTION P

STATE OF LOUISIANA

JUDGE DOHERTY

MAGISTRATE JUDGE METHVIN

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that this petition for *habeas corpus* be **DISMISSED WITHOUT PREJUDICE** for failing to exhaust available state remedies.

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this

10 day of May, 2007.


REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE